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MURs 7005 & 7056

Declaration

JOSHUA KRAKOWSKY states under the penalties of perjury, pursuant to 28

U.S.C. § 1746, as true and correct, the following:

1. I am senior counsel with the law firm Davidoff Hutcher & Citron LLP, and act as litigation counsel for Adam Victor and various entities he is associated with, including TransNational Management Systems, LLC, and TransNational Systems II, LLC, and as such, I am fully familiar with the facts and circumstances described in this declaration. I submit this declaration based upon personal knowledge to submit certain evidence to the Commission to consider with respect to the above-referenced proceedings.
2. The Complainant, Tyler Erdman, was subpoenaed to testify as a non-party witness in a civil litigation pending in state court in California, and so testified on July 14, 2016. The case in which Mr. Erdman testified is captioned TransNational Management Systems, LLC et al. v. Pegasus Elite Aviation, Inc., Ca. Spr. Ct., L.A. County, N.W. Dist., Case No. LC100724.
3. The California litigation is unrelated to Federal Election Commission ("the "FEC") complaints filed by Mr. Erdman.
4. Nevertheless, when being examined by Mr. Victor's adversary's counsel, Mr. Erdman was asked about the basis of his knowledge for alleging Mr. Victor's banking information alleged in the FEC complaint in MUR 7005. Mr. Erdman testified that he obtained information necessary to allege facts concerning Mr. Victor's bank accounts secondhand from an affidavit filed by another attorney in another civil litigation pending in New York State court where Mr. Erdman is being sued by Mr. Victor. Mr. Erdman did not testify that he had personal knowledge of Mr. Victor's banking information.
5. Since the deposition just occurred last week, we do not yet have a copy of the transcript. I will supplement this declaration with the relevant excerpt from Mr. Erdman's deposition as soon as I receive a copy of the deposition transcript.

I declare, verify and state under penalty of perjury that the foregoing is true and correct.

/s/ Joshua Krakowsky

Joshua Krakowsky

Date: July 18, 2016